

ORDINANCE NO. 83- 14

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, IMPOSING A TWO (2¢) CENT LOCAL OPTION GAS TAX UPON EVERY GALLON OF MOTOR FUEL AND SPECIAL FUEL SOLD IN PALM BEACH COUNTY AND TAXED UNDER THE PROVISIONS OF CHAPTER 206 OF THE FLORIDA STATUTES; PROVIDING THAT THE LEVY SHALL BE EFFECTIVE FOR A PERIOD OF FIVE (5) YEARS BEGINNING SEPTEMBER 1, 1983; PROVIDING FOR DISTRIBUTION PURSUANT TO AN INTERLOCAL AGREEMENT BETWEEN PALM BEACH COUNTY AND THE MUNICIPALITIES LOCATED THEREIN; PROVIDING FOR AN EFFECTIVE DATE; PROVIDING FOR INCLUSION WITHIN THE COUNTY CODE.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, THAT:

SECTION 1. This ordinance is authorized by Section 336.025, Florida Statutes as created by Section 55 of Chapter 83-3, Laws of Florida and other applicable law.

SECTION 2. A two (2¢) cent local option gas tax is hereby imposed upon every gallon of motor fuel and special fuel sold in Palm Beach County and taxed under the provisions of Chapter 206, Florida Statutes.

SECTION 3. The tax levy hereby made shall be effective from September 1, 1983 to August 31, 1983, both inclusive.

SECTION 4. The proceeds of the tax levied by this ordinance shall be divided and distributed by the Florida Department of Revenue as provided in an interlocal agreement by and between Palm Beach County and the municipalities located within said county. As provided in said interlocal agreement, Palm Beach County shall receive two-thirds (2/3) of the proceeds of said tax and the municipalities shall collectively receive one-third (1/3) of the proceeds of said tax. Each eligible municipality, as such is defined in §336.025, Florida Statutes, shall be entitled to receive a share of the municipalities' share of the proceeds of said tax as provided in Exhibit B of said interlocal agreement.

SECTION 5. This ordinance was adopted on the 5th day of July, 1983, on the affirmative vote of a majority of the members of the Board of County Commissioners and shall become effective on September 1, 1983.

1 SECTION 6. The provisions of this Ordinance shall become
2 and be made a part of the Code of Laws and Ordinances of Palm Beach
3 County, Florida. The sections of this Ordinance may be renumbered or
4 relettered to accomplish such and the word "Ordinance" may be changed to
5 "Section", "Article", or other appropriate word.

6 SECTION 7. If any section, paragraph, sentence, clause,
7 phrase or word of this ordinance is found unconstitutional, inoperative
8 or void, such hold shall not affect the remainder of this Ordinance.

9 Approved and adopted by the Board of County Commissioners of
10 Palm Beach County, Florida, on the 5th day of July, 1983.

11 ATTEST:

12 John B. Dunkle, Clerk

13 By John B. Dunkle
14 Deputy Clerk

15 PALM BEACH COUNTY, FLORIDA, BY ITS
16 BOARD OF COUNTY COMMISSIONERS

17 By J. E. Egg B. E. Bell
18 Chairman

19 APPROVED AS TO FORM AND
20 LEGAL SUFFICIENCY

21 By J. E. Bell
22 County Attorney

23 Acknowledged by the Department of State of the State of
24 Florida, on this, the 7th day of July, 1983.

25 Acknowledgement from the Department of State received on the
26 18th day of July, 1983, at 4:03 P.M. and filed in the
27 Office of the Clerk of the Board of County Commissioners.